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Docket No. ATI-148.1



UNITED STATES PATENT AND TRADEMARK OFFICE

Re: Application of: Andrew J. VARGA et al.
Serial No.: 08/919,823
Filed: August 28, 1997
Title: METHOD FOR IDENTIFYING THE
PRESENCE AND ORIENTATION OF AN
OBJECT IN A VEHICLE

RESPONSE TO NOTICE TO FILE MISSING PARTS

Assistant Commissioner of Patents
Washington, D.C. 20231

January ~~10~~, 1998

Dear Sir:

In response to the Notice to File Missing Parts dated January 13, 1998, a copy of which is enclosed, it is respectfully submitted that a Verified Statement Claiming Small Entity Status was submitted with the application on August 28, 1997 (See the Patent Application Transmittal Letter submitted upon filing the application). This Verified Statement was apparently and mistakenly removed from the application and sent to the Assignment Branch along with the assignment. When the assignment was returned to the undersigned with the Verified Statement attached thereto, the Verified Statement was returned to the USPTO explaining the mistake committed by the USPTO (see a communication sent on December 26, 1997-a copy of which is enclosed).

I hereby certify that this correspondence and/or fee
is being deposited with the United States Postal Service
as first class mail in an envelope addressed to "Assistant Commissioner
of Patents, Washington, D.C. 20231" on
JANUARY ~~10~~, 1998.


Brian Roffe, Esq.

By: _____

Thus, it is believed that there is certainly no additional filing fee due, applicants having qualified for small entity status upon the submission of the Verified Statement, and with respect to the surcharge, it is believed that this fee should also not be due or expected from the applicants in view of the USPTO's mistake in processing the Verified Statement upon receipt of the same with the application. If a certification as to the mailing of the Verified Statement with the application transmittal documents is deemed necessary, the undersigned hereby certifies that the Verified Statement was originally enclosed in an envelope addressed to the Assistant Commissioner of Patents and forwarded with the application by Express Mail on August 28, 1997.

An indication of the sufficiency of this response to the Notice to File Missing Parts is respectfully requested.

Respectfully submitted,


Brian Roffe
Attorney for Applicant

Brian Roffe
376 Yale Avenue
Woodmere, New York 11598-2051



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UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
08/919,823	08/28/97	VARGA	A ATI-148.1

0242/0113

BRIAN ROFFE
376 YALE AVENUE
WOODMERE NY 11598-2051

NOT ASSIGNED

3106

DATE MAILED: 01/13/98

NOTICE TO FILE MISSING PARTS OF APPLICATION

Filing Date Granted

An Application Number and Filing Date have been assigned to this application. However, the items indicated below are missing. The required items and fees identified below must be timely submitted ALONG WITH THE PAYMENT OF A SURCHARGE for items 1 and 3-6 only of \$ 130 for a ☒ large entity ☐ small entity in compliance with 37 CFR 1.27. The surcharge is set forth in 37 CFR 1.16(e). Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay any fees required above to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

If all required items on this form are filed within the period set above, the total amount owed by applicant as a ☒ large entity ☐ small entity (verified statement filed), is \$ 581.

☒ 1. The statutory basic filing fee is:

- ☐ missing.
☒ insufficient.

Applicant must submit \$ 385 to complete the basic filing fee and/or file a verified small entity statement claiming such status (37 CFR 1.27).

☐ 2. Additional claim fees of \$ 66, including any multiple dependent claim fees, are required.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☐ 3. The oath or declaration:

- ☐ is missing.
☐ does not cover the newly submitted items.
☐ does not identify the application to which it applies.
☐ does not include the city and state or foreign country of applicant's residence.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☐ 4. The signature(s) to the oath or declaration is/are:

- ☐ missing.
☐ by a person other than inventor or person qualified under 37 CFR 1.42, 1.43, or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$ _____ processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☐ 8. The application does not comply with the Sequence Rules.

See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."

☐ 9. OTHER:

Direct the response and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice MUST be returned with the response.

Customer Service Center
Initial Patent Examination Division (703) 308-1202